

§ 25.150

47 CFR Ch. I (10–1–09 Edition)

the Commission in the appropriate MSS license docket and shall contain a certification that the MSS ATC service is consistent with its ATC authority.

[68 FR 47859, Aug. 12, 2003, as amended at 69 FR 48162, Aug. 9, 2004; 70 FR 19318, Apr. 13, 2005, 73 FR 25592, May 7, 2008]

PROCESSING OF APPLICATIONS

§ 25.150 Receipt of applications.

Applications received by the Commission are given a file number and (domestic only) a unique station identifier for administrative convenience. Neither the assignment of a file number and/or other identifier nor the listing of the application on public notice as received for filing indicates that the application has been found acceptable for filing or precludes the subsequent return or dismissal of the application if it is found to be defective or not in accordance with the Commission's rules.

§ 25.151 Public notice period.

(a) At regular intervals, the Commission will issue public notices listing:

- (1) The receipt of applications for new station authorizations;
 - (2) The receipt of applications for license or registration of receive-only earth stations;
 - (3) The receipt of applications for major modifications to station authorizations;
 - (4) The receipt of major amendments to pending applications;
 - (5) The receipt of applications to assign or transfer control of space station facilities, transmitting earth station facilities, or international receive-only earth station facilities;
 - (6) Significant Commission actions regarding applications;
 - (7) Information which the Commission in its discretion believes to be of public significance; and
 - (8) Special environmental considerations as required by part 1 of this chapter.
- (b) Special public notices may also be issued at other times under special circumstances involving non-routine matters where speed is of the essence and efficiency of Commission process will be served thereby.

(c) A public notice will not normally be issued for receipt of any of the following applications:

- (1) For authorization of a minor technical change in the facilities of an authorized station;
 - (2) For temporary authorization pursuant to § 25.120.
 - (3) For an authorization under any of the proviso clauses of section 308(a) of the Communications Act of 1934, as amended [47 U.S.C. 308(a)];
 - (4) For consent to an involuntary assignment or transfer of control of a transmitting earth station authorization; or
 - (5) For consent to an assignment or transfer of control of a space station authorization or a transmitting earth station authorization, where the assignment or transfer does not involve a substantial change in ownership or control; or
 - (6) For change in location of an earth station operating in the 4/6 GHz and 10.95–11.7 GHz bands by no more than 1" in latitude and/or longitude and for change in location of an earth station operating in the 12/14 GHz bands by no more than 10" in latitude and/or longitude.
- (d) Except as specified in paragraph (e) of this section, no application that has appeared on public notice will be granted until the expiration of a period of thirty days following the issuance of the public notice listing the application, or any major amendment thereto. Any comments or petitions must be delivered to the Commission by that date in accordance with § 25.154.
- (e)(1) Applicants seeking authority to operate a temporary fixed earth station pursuant to § 25.277 may consider their applications "provisionally granted," and may initiate operations upon the placement of the complete FCC Form 312 application on public notice, provided that
- (i) The temporary fixed earth station will operate only in the conventional Ku-band (14.0–14.5 GHz and 11.7–12.2 GHz bands);
 - (ii) The temporary fixed earth station's operations will be consistent with all routine-licensing requirements for the conventional Ku-band; and